

**RODRIGUEZ O'DONNELL ROSS  
GONZALEZ & WILLIAMS, P.C.**

ATTORNEYS AND COUNSELLORS AT LAW  
WASHINGTON • CHICAGO • NEW YORK • LOS ANGELES

20 NORTH WACKER DRIVE  
CHICAGO, ILLINOIS 60606  
TELEPHONE 312-372-7000  
FACSIMILE 312-372-1719

5777 W. CENTURY BLVD.  
LOS ANGELES, CA 90045  
TELEPHONE 310-410-4414  
FACSIMILE 310-410-1017

HENRY P. GONZALEZ, LL.M.

REPLY TO:

DIRECT DIAL: 202-973-2980  
gonzalez@rorfgw.com

1211 CONNECTICUT AVENUE, N.W.  
SUITE 800  
WASHINGTON, D.C. 20036  
TELEPHONE 202-293-3300  
FACSIMILE 202-293-3307

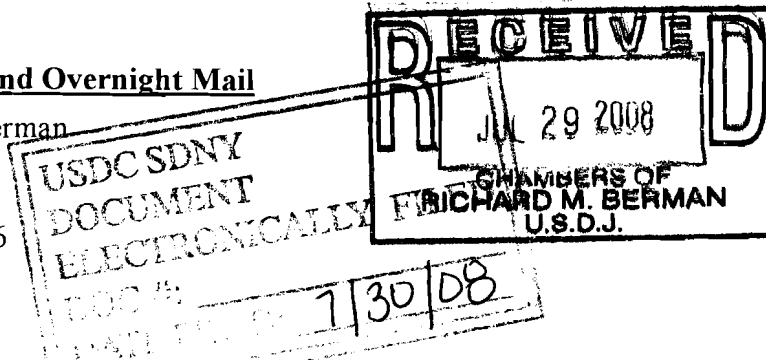
Admitted in New York; In D.C.,  
practice limited to matters before  
federal courts and agencies.

45 ROCKEFELLER PLAZA  
NEW YORK, N.Y. 10111  
TELEPHONE 212-332-8136  
FACSIMILE 212-332-3401

July 28, 2008

**By Facsimile (212-805-6717) and Overnight Mail**

Honorable Judge Richard M. Berman  
United States District Judge  
United States Courthouse  
40 Centre Street, Courtroom 706  
New York, NY 10007



**Re: Dimerco Express (U.S.A.) Corp. v. Corplogoware, LLC, et al.**  
**Case No.: 08 CV 5662 (RMB)**  
**Request for Adjournment**

**MEMO ENDORSED**  
**p. 2**

Dear Judge Berman:

We are the attorneys for Plaintiff in the above-referenced matter. An initial pre-trial conference is scheduled for Thursday, July 31, 2008 at 9:00 a.m. We respectfully request an adjournment of the conference. This is our first request for an adjournment.

We conferred with counsel for Defendant Post No Bills' ("PNB"), and he does not oppose our request for an adjournment. Plaintiff and Defendant PNB are engaged in settlement discussions.

With respect to Defendant Corplogoware, LLC ("Corplogoware"), Mr. Bob Evers, Chief Financial Officer of Corplogoware, does not oppose our request for an adjournment. Corplogoware informed us that it intends to file bankruptcy although no petition has been filed as of the date of this letter. We have contacted counsel for Corplogoware's bankruptcy case, but she advised us that they do not represent Corplogoware in this action.

Regarding Defendant Incentive Marketing, Inc. ("Incentive Marketing"), we served Mr. Jay Todd Marburger who appears to be the Chief Executive Officer of Incentive Marketing. Mr. Marburger's counsel contacted us, and advised that he only represents Mr. Marburger individually.

In view of the above, we seek an adjournment to continue our settlement discussions with Defendant PNB, and to allow Defendants Corplogoware and Incentive Marketing to appoint

Honorable Judge Richard M. Berman

July 28, 2008

Page 2 of 2

counsel. Therefore, we respectfully request an adjournment of the initial pre-trial conference to the mid-September 2008.

We appreciate the Court's consideration to our request. If you have any questions, please do not hesitate to contact the undersigned counsel.

Very truly yours,

**RODRIGUEZ O'DONNELL  
GONZALEZ & WILLIAMS, P.C.**

By:



Henry P. Gonzalez, LL.M.  
Attorneys for Plaintiffs,  
Dimerco Express (U.S.A.) Corp.

Cc: Bentz Kirby, Esq.  
Attorneys for Defendant Post No Bills

Mr. Bob Evers  
CFO of Defendant Corproware, LLC

Mr. Jay Todd Marburger  
CEO of Defendant of Incentive Marketing, Inc.  
c/o Jonathon A. Gligg, Esq.  
Womble Carlyle  
Attorneys for Mr. Jay Todd Marburger, Individually

<u>Application granted. Conference</u> <u>adjourned to 9/8/08 at 9:00 a.m.</u>	
SO ORDERED: Date: <u>7/29/08</u>	<u>Richard M. Berman</u> Richard M. Berman, U.S.D.J.